

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS**

X

**IN RE YASMIN AND YAZ (DROSPIRENONE)
MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION**

**3:09-md-02100-DRH-PMF
MDL No. 2100**

This Document Relates to:

Judge David R. Herndon

*Linda Harris v. Bayer HealthCare
Pharmaceuticals Inc., et al* No. 3:14-cv-10184-
DRH-PMF¹

ORDER GRANTING DISMISSAL WITHOUT PREJUDICE

HERNDON, District Judge:

This matter is before the Court on the Bayer Defendants' motion for an order dismissing plaintiff Tarsha Cummings' claims without prejudice for failure to file an appearance as required by this Court's Order and Local Rule 83.1(g)(2). The plaintiff has not responded to the instant motion.

On November 25, 2014, this Court granted plaintiff's counsel's motion to withdraw (Doc. 7). The order granting leave to withdraw expressly provided that if the subject plaintiff (or her new counsel) failed to file a timely supplementary entry of appearance, the action would be subject to dismissal without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute or to comply with the orders of this Court. To date, and in violation of this Court's orders and Local Rule 83.1(g), the plaintiff has not filed a supplementary appearance.

¹ This order applies to plaintiff Tarsha Cummings only.

The plaintiff must comply with the Local Rules and this Court's orders. Fed. R. Civ. P. 41(b). Accordingly, for the reasons stated herein, the claims of the plaintiff are hereby dismissed without prejudice.

IT IS SO ORDERED.

Signed this 3rd day of March, 2015.

David R. Herndon



Digitally signed by
David R. Herndon
Date: 2015.03.03
09:56:24 -06'00'

United States District Court